



City Council Meeting Agenda Monday, February 15, 2016, 7 p.m. Council Chambers, First Floor

Call To Order

Moment Of Silent Meditation

Pledge Of Allegiance

Roll Call

Ceremonial Items

Announcements by Council

Priority Items By The City Manager, City Attorney And City Clerk

[Consent Agenda]

1. Approval of City Council Minutes

To approve the City Council Minutes for the following meeting dates: December 22, 2015; January 4, 2016; January 7, 2016 and January 19, 2016.

(Resource Person: D. Ann Gray – 919-560-4166 ext. 12267) ([PR# 10941](#))

2. Firefighter's Relief Fund Board of Trustees – Reappointment

To reappoint Cheryl Klein to the Firefighter's Relief Fund Board of Trustees with the term to expire on January 1, 2018.

(Due to the term expiring of Cheryl Klein)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10942](#))

3. Human Relations Commission – Appointment

To appoint Yolanda Keith to the Human Relations Commission representing an African American female with the term to expire on June 30, 2018.

(Due to the resignation of Crystal Brooks)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10943](#))

4. Housing Appeals Board – Appointment

To appoint Maria Singleton to the Housing Appeals Board as an Alternate Member representing a Lawyer with the term expiring on June 30, 2018.

(Due to the term expiring of W. Russell Congleton)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10944](#))

5. Durham Performing Arts Center Oversight Committee – Appointment

To appoint Susan Callaghan to the Durham Performing Arts Center Oversight Committee representing Finance with the term expiring on March 1, 2019.

(Due to the term expiring of Marty Belin)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10945](#))

6. Durham Open Space and Trails Commission – Appointment

To appoint Thomas Davis to the Durham Open Space and Trails Commission representing At-Large with the term to expire on June 30, 2017.

(Due to the resignation of Sarah Dwyer)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10946](#))

7. 2015 Municipal Primary and Municipal City Elections

To authorize payment in the amount of \$400,386.00 to the Durham County Board of Elections for the City of Durham 2015 Municipal Primary and Municipal City Elections.

(Resource Person: D. Ann Gray – 919-560-4166 ext. 12267) ([PR# 10934](#))

8. Response to Recommendations Presented by the Human Relations Commission – Water Management

To receive a report on the Administration's response to the Human Relations Commission Recommendations regarding Water Management.

(Resource Person: Thomas J. Bonfield – 919-560-4222) ([PR# 10913](#))

9. Contract Amendment with Republic Parking Systems for Parking Management Services

To authorize the City Manager to execute an amendment to the parking systems management services contract with Republic Parking System, Inc. modifying the scope of services resulting in a reduction of the original contract amount by of \$88,117.42 for a revised, total contract amount not to exceed \$5,423,955.84.

(Resource Person: Thomas Leathers – 919-560-4366 ext. 36207) ([PR# 10927](#))

10. Implementation Program for Pedestrian and Bicycle Networks

To authorize the City Manager to execute Supplemental Agreement No. 3 to the Master Agreement for Transportation and Engineering On-Call Services Between the City and Stantec Consulting Services Inc. in the amount of \$125,000.00.

(Resource Person: Ellen Beckmann – 919-560-4366 ext. 36412) ([PR# 10936](#))

11. Proposed Advance Acquisition for the Future Expansion of Lake Michie, Property of Mildred Y. Ellis, Et Al

To approve the fee simple acquisition of +/- 6.918 acres (Parcel ID 192263) from Mildred Y. Ellis (widowed); Tony and Grace Ellis; Robert P. and Marilyn Ellis; Grover C. Ellis, Jr. (unmarried); and Kae Ellis (unmarried) for \$80,000.00.

(Resource Person: Amy Sears – 919-560-4197 ext. 21274) ([PR# 10925](#))

13. Resolution in Support of Roadway Improvements Related to SunCap Location within the Durham City Limits

To adopt a Resolution in Support of SunCap's request to the North Carolina Department of Transportation to receive grant assistance to fund roadway improvements within the Durham City limits.

(Resource Person: Kevin Dick – 919-560-4965 ext. 15219) ([PR# 10940](#))

14. Contract for the Purchase of Body Worn Cameras for the Police Department

To authorize the City Manager to execute a contract in an amount not to exceed \$366,738.00 with VieVu LLC for the purchase of body worn cameras and related VieVu software & services.

(Resource Person: Anthony Marsh – 919-560-4432 ext. 29196) ([PR# 10926](#))

15. Carver Street Extension Contract ST-257 Award

To adopt an Ordinance Amending the General Capital Improvements Project Ordinance, Fiscal Year 2015-16, as amended, the same being Ordinance #14778;

To authorize the City Manager to execute a contract for Carver Street Extension Contract ST-257 with Triangle Grading and Paving, Inc. in the amount of \$5,869,345.49;

To establish a contingency fund in the amount of \$586,934.55; and

To authorize the City Manager or his designee to execute change orders to the contract so long as the total project cost does not exceed \$6,456,280.04.

(Resource Person: Tasha Johnson – 919-560-4326 ext. 30262) ([PR# 10912](#))

17. Environmental Systems Research Institute Software Maintenance Service Agreement

To authorize the City Manager to execute an agreement with Environmental Systems Research Institute, Inc. in the amount of \$98,350.00 to cover the period of one year for software maintenance service.

(Resource Person: Ashley Lewis – 919-560-4122 ext. 33226) ([PR# 10902](#))

21 – 29. These items can be found on the General Business Agenda – Public Hearings.

30. Adopt Resolution Requesting a Deed of Partial Release for Certain Premises Related to an Installment Purchase Contract with New Durham Corporation and Related Matters

To adopt a Resolution of the City Council of the City of Durham, North Carolina, requesting a Deed of Partial Release for certain premises related to an installment purchase contract; and

To authorize the City Manager or his designee to execute other associated legal documents as necessary and to make changes to any of the legal documents prior to execution, so long as the changes are consistent with the intent of the agenda item memo and the existing versions of the documents.

(Resource Person: Chad Cowan – 919-560-4511 ext. 18238) ([PR# 10875](#))

31. Proposed Sale of the North Parking Garage by Upset Bid Pursuant to NCGS 160A-269

To declare the Subject Property at 305 W. Pettigrew Street as surplus;

To adopt a Resolution Authorizing Upset Bid Process for Sale of the North Garage in accordance with G.S. 160A-269;

To propose to accept the offer of \$8,000,000.00 from ATC North Garage, LLC as described in the attached Offer to Purchase Form, and advertise for upset bids pursuant to the Upset Bid Procedure (G. S. 160A-269) and the resolution; and

To authorize the City Manager to negotiate, grant and execute a temporary construction easement to the buyer of the Property, from, under, across and through certain portions of 515 West Pettigrew Street, Durham Station Transportation Center, for purposes of adding parking spaces and other improvements to the North Garage.

(Resource Person: Jina Propst – 919-560-4197 ext. 21284) ([PR# 10904](#))

[General Business Agenda – Public Hearings]

21. Comprehensive Plan Amendment – 1650 T. W. Alexander Drive (A1500009)

To conduct a public hearing and receive comments on the comprehensive plan amendment for 1650 T.W. Alexander Drive (A1500009); and

To adopt a Resolution to change the Future Land Use from Office and Commercial to Industrial.

(Resource Person: Laura Woods, AICP – 919-560-4137 ext. 28248) ([PR# 10929](#))

22. Zoning Map Change – 1650 T.W. Alexander Drive (Z1500022)

To conduct a public hearing and receive comments on the zoning map change for 1650 T.W. Alexander Drive (Z1500022);

To adopt an Ordinance Amending the Unified Development Ordinance by taking the described property in zoning map change case Z1500022 out of Commercial Center with a development plan (CC(D)), Office Institutional (OI), and Industrial Park (IP) and placing same in and establishing same as Industrial Light with a development plan (IL(D)); and

To adopt a consistency statement as required by GS 160A-383.

(Resource Person: Amy Wolff – 919-560-4137 ext. 28235) ([PR# 10920](#))

23. Comprehensive Plan Amendment – 5515 and 5517 NC 55 Highway (A1500011)

To conduct a public hearing and receive comments on the comprehensive plan amendment for 5515 and 5517 NC 55 Highway (A1500011); and

To adopt a Resolution to change the Future Land Use from Commercial to Industrial.

(Resource Person: Laura Woods, AICP – 919-560-4137 ext. 28248) ([PR# 10931](#))

24. Zoning Map Change – 5515 and 5517 NC 55 Highway (Z1500024)

To conduct a public hearing and receive comments on the zoning map change for 5515 and 5517 NC 55 Highway (Z1500024);

To adopt an Ordinance Amending the Unified Development Ordinance by taking the described property in zoning map change case Z1500024 out of Commercial Neighborhood (CN) and placing same in and establishing same as Industrial Light with a development plan (IL(D)); and

To adopt a consistency statement as required by GS 160A-383.

(Resource Person: Amy Wolff – 919-560-4137 ext. 28235) ([PR# 10921](#))

25. Comprehensive Plan Amendment – 4062 Stirrup Creek Drive (A1500008)

To conduct a public hearing and receive comments on the comprehensive plan amendment for 4062 Stirrup Creek Drive (A1500008); and

To adopt a Resolution to change the Future Land Use from Office to Industrial.

(Resource Person: Laura Woods, AICP – 919-560-4137 ext. 28248) ([PR# 10924](#))

26. Zoning Map Change – 4062 Stirrup Creek Drive (Z1500021)

To conduct a public hearing and receive comments on the zoning map change for 4062 Stirrup Creek Drive (Z1500021);

To adopt an Ordinance Amending the Unified Development Ordinance by taking the described property in zoning map change case Z1500021 out of Office Institutional (OI) and Industrial Park (IP) and placing same in and establishing same as Industrial Light with a development plan (IL(D)); and

To adopt a consistency statement as required by GS 160A-383.

(Resource Persons: Steven L. Medlin, AICP and Amy Wolff – 919-560-4137) ([PR# 10922](#))

27. Zoning Map Change – Farrington Mixed Use (Z1500009)

To conduct a public hearing and receive comments on the zoning map change for Farrington Mixed Use (Z1500009);

To adopt an Ordinance Amending the Unified Development Ordinance by taking the described property in zoning map change case Z1500009 out of Office Institutional with a development plan (OI(D)) and Residential Suburban – 20 (RS-20) and placing same in and establishing same as Mixed Use with a development plan (MU(D)); and

To adopt a consistency statement as required by GS 160A-383.

(Resource Persons: Steven L. Medlin, AICP, and Amy Wolff – 919-560-4137) ([PR# 10923](#))

28. Unified Development Ordinance Text Amendment, Omnibus Changes 9 (TC1500001)

To conduct a public hearing and receive comments on the Unified Development Ordinance Text Amendment, Omnibus Changes 9 (TC1500001);

To adopt an Ordinance Amending the Unified Development Ordinance, incorporating revisions to Article 1, General; Article 2, Review Authority; Article 3, Applications and Permits; Article 4, Zoning Districts; Article 5, Use Regulations; Article 6, District Intensity Standards; Article 7, Design Standards; Article 8, Environmental Protection; Article 9, Landscaping and Buffering; Article 10, Parking and Loading; Article 11, Sign Standards; Article 12, Infrastructure and Public Improvements; Article 14, Nonconformities; Article 15, Enforcement; and Article 16, Definitions; and

To adopt the appropriate consistency statement as required per NCGS Â§ 160A-383.

(Resource Persons: Michael Stock, AICP and Steven L. Medlin, AICP – 919-560-4137) ([PR# 10932](#))

29. Ordinance Revising and Establishing Certain Fees for Underground Utility Installations

To conduct a public hearing and receive comments to consider the adoption of the Ordinance to revise and establish certain fees by the City of Durham Public Works Department for Underground Utility Installations; and

To adopt an Ordinance to Revise and Establish Certain Fees for Underground Utility Installations.

(Resource Person: Tasha Johnson – 919-560-4326 ext. 30262) ([PR# 10733](#))

[Adjournment]

Notice Under the Americans with Disabilities Act (ADA).

The City of Durham will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Anyone who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in the City program, service, or activity, should contact the office of Stacey Poston, Acting ADA Coordinator, Voice: (919)560-4197, ext. 21254, TTY:(919) 560-1200; ADA@durhamnc.gov, as soon as possible but no later than 48 hours before the scheduled event.

